Amendment to the claims

This listing of claims replaces all prior versions, and listings, of claims in the application.

Listing of Claims

1. (Original) A gene encoding the p51 promoter region shown in the following (1), (2), (3), (4), (5), or (6):

(1) DNA that encodes the p51 promoter region having the base sequence as set forth in SEQ ID NO: 1 of the sequence listing;

(2) DNA that has a base sequence in which one or a plurality of bases have been deleted, substituted, or added in the base sequence as set forth in SEQ ID NO: 1 of the sequence listing, and that has p51 promoter activity;

(3) DNA that hybridizes to the base sequence as set forth in SEQ ID NO: 1 of the sequence listing under a stringent condition, and that has p51 promoter activity;

(4) DNA that has the base sequence as set forth in SEQ ID NO: 2 of the sequence listing and that encodes the p51 promoter region and the 5'-untranslated region of p51;

(5) DNA that has a base sequence in which one or a plurality of bases have been deleted, substituted, or added in the base sequence as set forth in SEQ ID NO: 2 of the sequence listing, and that has p51 promoter activity; and

(6) DNA that hybridizes to the base sequence as

set forth in SEQ ID NO: 2 of the sequence listing under a stringent condition, and that has p51 promoter activity.

2. (Original) A gene encoding the 5'-untranslated region of p51 shown in the following (7), (8), or (9):

(7) DNA that has a base sequence of positions from 5677 to 5960 in the base sequence as set forth in SEQ ID NO: 2 of the sequence listing;

(8) DNA that has a base sequence in which one or a plurality of bases have been deleted, substituted, or added in a base sequence of positions from 5677 to 5960 in the base sequence as set forth in SEQ ID NO: 2 of the sequence listing, and that has a function similar to that of DNA in the above (7); and

(9) DNA that hybridizes to DNA comprising the base sequence of positions from 5677 to 5960 in the base sequence as set forth in SEQ ID NO: 2 of the sequence listing under a stringent condition, and that has a function similar to that of DNA in the above (7).

3. (Original) A recombinant plasmid comprising the gene of claim 1.

4. (Original) A transformant or a transductant comprising the recombinant plasmid of claim 3.

5. (Original) A nucleic acid probe comprising all or parts of the gene of claim 1 or 2.

6.-11. (Cancelled)